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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE SIDE

WRIT PETITION NO.6821 of 2006

Arun Pitambar Thakur ..Petitioner

Versus

State of Maharashtara & Ors..Respondents

Mr.R.K. Mendadkar, for the Petitioner
Mrs.M.P. Thakur, AGP for respondent Nos. 1 to 3.

CORAM : F.I. REBELLO &
R.M.SAWANT, JJ.
DATED : 6TH MARCH, 2007.

P.C.

. The caste certificate produced by the petitioner it appears was misplaced in the office of the respondent No.3. By the present petition the petitioner prays for relief to quash the communication of 7th February, 204. By that communication the petitioner has been informed that the caste certificate was not available and directed the petitioner to obtain caste certificate afresh. It is this order which is challenged in this petition.

2. Nothing has been pointed out before us to show that there is any statutory bar in getting a fresh caste certificate. Considering the circumstances that the caste certificate is lost it is always open to the petitioner to apply to the Competent Authority for a fresh caste certificate and it is for the Competent Authority based on the documentary evidence produced by the petitioner to issue a fresh caste certificate considering that the certificate was lost not by the petitioner but in the office of the Committee, respondent No.3. If such application is made the

same be disposed of at any rate not later than eight weeks from the date of the petitioner applying. The petitioner than to forward the caste certificate to the respondent No.2, who will decide the same according to law. Writ Petition accordingly disposed of. No order as to costs.

(**F.I.REBELLO**, J)

(**R.M. SAWANT, J)**